

## CHAPTER XCIII.

*An Act to amend chapter sixty-five, of the General Statutes,  
entitled courts of justices of the peace.*

March 5, 1868.

- SECTION 1. Amendment to Section 104, Chapter 65, General Statutes. Who to pay Justice's fees.
2. Amendment to Section 107, of said Chapter. Where action to be tried upon appeals upon questions of law.
3. Repeal of former section.
4. When act to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. Section one hundred and four, of chapter sixty-five, of the general statutes, is hereby amended by adding at the end of said section the following:

*Fourth*—The party appealing shall pay to the justice his fees for making the return if demanded by the justice. Who to pay Justice's fees.

SEC. 2. Section one hundred and seven of said chapter is hereby amended so as to read as follows:

Sec. (107). Upon an appeal upon questions of law alone, the action shall be tried in the district court upon the return of the justice; upon an appeal taken upon questions of fact alone, or upon questions of both law and fact, the action shall be tried in the same manner as actions originally commenced in the district court. Appeals upon questions of law — when tried.

SEC. 3. Section one hundred and seventeen of said chapter is hereby repealed. Repeal of former section.

SEC. 4. This act shall take effect from and after its passage. When act to take effect.

Approved March 5, 1868.